

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**JOHN DAVID LYNN,**

**Petitioner**

**v.**

**No. 3:12cv1710**

**(Judge Munley)**

**(Magistrate Judge Schwab)**

**WARDEN JEROME WALSH,**

**Respondent**

**ORDER**

**AND NOW**, to wit, this day 17th of February 2015, it is hereby  
**ORDERED** as follows:

- 1) Magistrate Judge Susan E. Schwab's report and recommendation (Doc. 43) is hereby **ADOPTED**;
- 2) Petitioner John David Lynn's objections (Doc. 49) are **OVERRULED**;
- 3) The petition for a writ of habeas corpus (Doc. 1) is **DENIED**;
- 4) Based upon the reasoning in the accompanying memorandum we find no basis for issuing a certificate of appealability and thus we decline to issue one;
- 5) The Clerk of Court is directed to close this case.

**BY THE COURT:**

**s/ James M. Munley**

**JUDGE JAMES M. MUNLEY**  
**United States District Court**